



PATENT

Docket No. 150.00450122

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Hineman et al. ) Group Art Unit: 1751  
 )  
 Serial No.: 09/935,234 ) Examiner: Webb, Gregory E.  
 Confirm. No.: 9323 )  
 )  
 Filed: August 22, 2001 )  
 )  
 For: DILUTE CLEANING COMPOSITION AND METHOD FOR USING SAME

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19 Nov. 2004  
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Serial No.:	09/935,234	)	Examiner:	Webb, Gregory E.
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COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE

Commissioner for Patents  
Mail Stop ISSUE FEE  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Notice of Allowance of September 2, 2004, please consider the remarks presented below.

Drawings

The Notice of Allowability indicates that the drawings "filed on 20 November 2001 are accepted by the Examiner." However, Applicants did not file drawings on this day. Rather, the only drawings filed in this matter were filed with the application on August 22, 2001. Accordingly, Applicants assume that the drawings filed on August 22, 2001 are those accepted by the Examiner.

Priority

An Examiner's Amendment is identified in the Notice of Allowance to amend the application to include priority information concerning the parent application. Applicants note, however, that the application has already been amended to include this information. Specifically,

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

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Serial No. 09/935,234

Confirmation No.: 9323

Allowed: September 2, 2004

Title: DILUTE CLEANING COMPOSITION AND METHOD FOR USING SAME

at the time of filing the application, it was requested in paragraph 12 of the "REQUEST FOR FILING A DIVISIONAL PATENT APPLICATION UNDER RULE 1.53(b)" filed August 22, 2001, to:

Amend the specification by deleting the sentence beginning at page 1, line 4, and inserting in its place the following: -- This is a division of U.S. Patent application Serial No. 09/325,375, filed 4 June 1999, (pending), which is a continuation-in-part of U.S. Patent application Serial No. 08/808,014, filed 3 March 1997, (pending), both of which are incorporated herein by reference in their respective entireties. --

Accordingly, Applicants submit that the Examiner's Amendment is duplicative and potentially confusing as the specification has already been amended to recite the priority information. Reconsideration and withdrawal of the Examiner's Amendment are requested.

**Examiner's Statement of Reasons for Allowance**

The Notice of Allowance states that Applicants' amendment filed December 16, 2002 "limits the claim to specific weight percentages of phosphoric and acetic acid." This statement is traversed as Applicants made no amendments to specific component concentration during prosecution. In fact, only one claim (i.e., claim 67) was amended during prosecution, and that amendment dealt with metal removal rates (see Amendment of December 16, 2002), not component percentages.

Moreover, the claims do not recite compositions in terms of "specific weight percentages" of phosphoric and acetic acid as asserted by the Notice of Allowance. Rather, any claim language regarding composition of the cleaning compound is stated as a percentage "by volume." Further, the claims recite ranges for these volume percentages (e.g., about 5% by volume or less" as in claim 64), not a specific value.

For at least these reasons, Applicants submit that each claim stands allowed based upon its own particular recitations.

**COMMENTS ON STATEMENT OF REASONS FOR ALLOWANCE**

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Serial No. 09/935,234

Confirmation No.: 9323

Allowed: September 2, 2004

Title: DILUTE CLEANING COMPOSITION AND METHOD FOR USING SAME**Summary**

The Examiner is invited to contact Applicant's Representatives, at the below-listed telephone number, if it is believed that prosecution of this application may be assisted thereby.

Respectfully submitted by

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19 Nov. 2004

Date

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Reg. No. 43,459

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By: [Signature]Name: LARA E. OLSON